

MEETINGS TO DATE 16
NO. OF REGULARS 13
NO. OF SPECIALS 3

LANCASTER, NEW YORK
JULY 18, 1977

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 18th day of July, 1977 at 8:00 P.M. and there were

PRESENT:

STANLEY JAY KEYSA, SUPERVISOR
JOSEPH R. BARNHARDT, COUNCILMAN
EDWARD A. BERENT, COUNCILMAN
PETER J. BOLENDER, COUNCILMAN
ARTEL J. METZ, COUNCILMAN

ABSENT:

NONE

ALSO PRESENT:

ROBERT P. THILL, TOWN CLERK
DOMINIC J. TERRANOVA, TOWN ATTORNEY
RICHARD J. SHERWOOD, DEPUTY TOWN ATTORNEY
ROBERT W. URBAN, HIGHWAY SUPERINTENDENT

BID OPENINGS:

None

PUBLIC HEARINGS:

None

OFFICIAL REPORTS:

The Town Clerk reported that the following departments of the Town of Lancaster have filed with him their Monthly Reports as follows:

<u>DEPARTMENT</u>	<u>MONTH OR MONTHS OF</u>
Town Clerk	June, 1977
Building Inspector	June, 1977

The Town Clerk reported that the following Boards, Commissions, Bureaus, and Committees of the Town of Lancaster have filed with him minutes or memorandums of their meetings as follows:

Planning Board	July 6, 1977
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COMMITTEE REPORTS:

Councilman Berent for the Recreation Committee reported that Phase I of Walden Pond Park is proceeding nicely and the developer has hydro seeded the grass on the improvement site, and it was decided that the developer should contact the Erie County Water Authority for the installation of a meter on a fire hydrant near the premises in order to provide adequate watering of the newly seeded area.

Supervisor Keysa reported that Round II of the E.D.A. Funding has provided no additional funding for any projects within the Town of Lancaster.

Supervisor Keysa also reported that the Western New York Historical Society will be meeting this Wednesday in Lancaster and part of their meeting agenda is a tour of the Opera House on the second floor of the Lancaster Town Hall.

PRESENTATION OF RESOLUTIONS BY COUNCILMEN:

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN METZ , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BOLENDER , TO WIT:

RESOLVED, that the minutes of the Regular Meeting of the Town Board,
held July 5, 1977, as presented by the Town Clerk, be and hereby are approved.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

~~duly~~
The resolution was thereupon unanimously adopted.

July 18, 1977

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BERENT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BARNHARDT , TO WIT:

WHEREAS, the Chief of Police has requested an amendment to the
Vehicle and Traffic Ordinance of the Town of Lancaster, designated Chapter 46
of the Code of the Town of Lancaster, in order to up-date the present
Ordinance and to comply with New York State Department of Transportation
regulations, and

WHEREAS, the Police Committee of the Town Board and the Town Board
deem it in the public interest that said Ordinance be amended as requested and
as set forth in the Legal Notice made a part hereof,

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Section 130 of the Town Law of the State
of New York, a public hearing on the amendment to the Vehicle and Traffic
Ordinance of the Town of Lancaster, County of Erie, State of New York,
designated Chapter 46 of the Code of the Town of Lancaster, will be held at
the Town Hall, 21 Central Avenue, Lancaster, New York, on the 1st day of
August, 1977, at 8:00 o'clock p.m. Local Time and that the Notice of the time
and place of such hearing be published in the Lancaster Enterprise-Journal, the
official newspaper of the Town, and be posted on the Town Bulletin, which
Notice shall be in the following form:

LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the Town Law of the State of New York, and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 18th day of July, 1977, a public hearing will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 1st day of August, 1977, at 8:00 o'clock p.m. Local Time, to hear all persons upon the following amendment to the Vehicle and Traffic Ordinance of the Town of Lancaster, Erie County, New York, designated Chapter 46 of the Code of the Town of Lancaster:

ARTICLE VII - Stop and Yield Intersections - Section 46-8, Stop Intersections Designated, is hereby amended by adding thereto:

<u>STREET</u>	<u>DIRECTION</u>	<u>ENTRANCE STREET</u>	<u>TRAFFIC STOPS</u>	<u>SIGN LOCATION</u>
Hall Road	East-West	Ransom Road	Southbound	N. W. Corner

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE
TOWN OF LANCASTER
BY: ROBERT P. THILL
Town Clerk

July 18, 1977

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

The resolution was thereupon unanimously adopted.

July 18, 1977

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BARNHARDT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BERENT , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has heretofore received a preliminary report concerning reconstruction of Como Park Boulevard, known as County Road 523, from Transit Road to Lake Avenue in the Town and Village of Lancaster, and

WHEREAS, the Town Board has reviewed said report and a preliminary meeting has been held with County officials concerning said reconstruction,

NOW, THEREFORE, BE IT

RESOLVED, that in order to meet the needs of the traveling public and to alleviate dangerous traffic conditions on Como Park Boulevard, the Town Board of the Town of Lancaster hereby recommends that Como Park Boulevard from Transit Road to Lake Avenue be completely reconstructed with installation of concrete curbs and gutters, including a completely enclosed drainage system for the entire length of the project;

BE IT FURTHER

RESOLVED, that a certified copy of this resolution be forwarded to Kenneth E. Reitmeier, P.E., Deputy Commissioner of Highways; the Clerk of the County Legislature; 4th District County Legislator, Richard Slisz; 17th District County Legislator, Norman J. Wolf, Jr., and the County Executive.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

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The resolution was thereupon unanimously adopted.

July 18, 1977

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BARNHARDT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BERENT , TO WIT:

WHEREAS, RAYMOND J. FORTON, JR., of 43 Woodlawn Avenue, Lancaster,
New York, has heretofore served as member and secretary of the Town of
Lancaster Planning Board for a long number of years and is now in a position
to again serve as member of the Planning Board of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that RAYMOND J. FORTON, JR., of 43 Woodlawn Avenue,
Lancaster, New York be and hereby is appointed a member of the Planning Board
of the Town of Lancaster, which term shall expire on December 31, 1981, at
an annual salary as set forth in the Schedule of Salaries for the year 1977.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

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The resolution was thereupon unanimously adopted.

July 18, 1977

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BERENT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BARNHARDT , TO WIT:

WHEREAS, MARTIN T. PRAST, President of Prast Research Associates, Inc., which operates a research facility at the Lancaster Center in the Town of Lancaster, a Viet Nam War Veteran who lost the use of his legs in combat in the Viet Nam War, and a determined humanitarian dedicated to bettering the quality of life for all paraplegics, has been singularly honored by the Governor of the State of New York by presentation of the title of "Outstanding Viet Nam War Veteran in New York State",

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby commemorates the designation of MARTIN T. PRAST as "Outstanding Viet Nam War Veteran of New York State" and confers upon him the best wishes and congratulations of all the people of the Town of Lancaster for his past achievements and his most recent award, and that a certified copy of this resolution be forwarded to Martin T. Prast.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

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The resolution was thereupon unanimously adopted.

July 18, 1977

THE FOLLOWING RESOLUTION WAS OFFERED
 BY COUNCILMAN BOLENDER , WHO MOVED
 ITS ADOPTION, SECONDED BY COUNCILMAN
 METZ TO WIT:

RESOLVED, that the following Audited Claims be and are hereby
 ordered paid from their respective accounts:

<u>ACCOUNT</u>	<u>ORDER NUMBER</u>	<u>TOTAL AMOUNT</u>
General Funds	No. 5295 to 5360 Incl.	\$101,411.79
Special District Funds	No. 231 to 236 Incl.	\$ 16,270.94
Part Town Funds	No. 444 to 449 Incl.	784.43
Highway Funds	No. 1442 to 1465 Incl.	\$ 28,769.10
Trust & Agency Funds	No. 191 to 202 Incl.	\$ 45,305.73
Federal Revenue Sharing	No. 678 to 688 Incl.	\$ 7,398.91

The question of the adoption of the foregoing resolution was duly
 put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES
 COUNCILMAN BERENT VOTED YES
 COUNCILMAN BOLENDER VOTED YES
 SUPERVISOR KEYSA VOTED YES
 COUNCILMAN METZ VOTED YES

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 The resolution was thereupon unanimously adopted.

July 18, 1977

THE FOLLOWING RESOLUTION WAS OFFERED
 BY COUNCILMAN BOLENDER , WHO MOVED
 ITS ADOPTION, SECONDED BY COUNCILMAN
 METZ , TO WIT:

RESOLVED, that the following Building Permit Applications be and
 are hereby approved and the issuance of Building Permits be and are hereby
 authorized:

<u>NO.</u>	<u>NAME</u>	<u>ADDRESS</u>	<u>STRUCTURE</u>
54	Marrano Enter.	220 Warner Road	ER. FR. BRK VEN. FRONT SIN. DWLG PVT. GARAGE
64	Marrano Enter.	216 Warner Road	ER. FR. BRK VEN. SIN. DWLG PVT. GARAGE
65	Marrano Enter.	236 Warner Road	ER. FR. BRK VEN. SIN. DWLG PVT. GARAGE
66	Marrano Enter.	12 Idlebrook	ER. FR. BRK VEN. FRONT SIN. DWLG PVT. GARAGE
67	Marrano Enter.	69 Fox Hunt Road	ER. FR. BRK VEN. FRONT SIN. DWLG PVT. GARAGE
68	Marrano Enter.	31 Deerpath Drive	ER. FR. BRK VEN. FRONT SIN. DWLG PVT. GARAGE
69	Marrano Enter.	50 Fox Hunt Road	ER. FR. BRK VEN. FRONT SIN. DWLG PVT. GARAGE
70	Marrano Enter.	53 Fox Hunt Road	ER. FR. BRK VEN. FRONT SIN. DWLG PVT. GARAGE
71	Marrano Enter.	29 Pheasant Run La.	ER. FR. BRK VEN. FRONT SIN. DWLG PVT. GARAGE
72	Marrano Enter.	59 Fox Hunt Road	ER. FR. BRK VEN. FRONT SIN. DWLG PVT. GARAGE
73	Josela Enter.	21 Old Schoolhouse Rd.	ER. FR. BRK VEN. SIN. DWLG
74	Ronald Gulxzewski	116 Ransom Road	ER. DEM. FR. PVT. GARAGE
75	Beauty Pools Inc.	78 Stutzman	ER. IN GROUND POOL
76	Michael St. George	71 Westwood	ER. FR. SIN. DWLG
77	Moderncraft	616 Harris Hill	EXT. FR. SIN. DWLG
78	Joseph Kane	185 Broezel	EXT. FR. SIN. DWLG
79	Guhl & Weir	9 Pauline Ct.	ER. FR. BRK VEN. SIN. DWLG PVT. GARAGE
80	Richard Hochul	5211 Genesee St.	ER. ALUM. SIGN
81	Henry Kolniak	510 Lake	ER. FR. SHED

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ VOTED YES

~~AND~~
The resolution was thereupon unanimously adopted.

July 18, 1977

STATUS REPORT ON UNFINISHED BUSINESS:

1. Public Dedication of Townedge Water Lines
On April 18, 1977, the Town Board adopted a resolution requesting the Erie County Water Authority to review and accept a proposal for the interconnection of an 8-inch line between Transit Road and Aurora Street as it passes through both the Townedge Apartment Complex and the proposed Countryside Subdivision.
2. Public Improvement Permit Authorization, Old Schoolhouse Common
On May 16, 1977, the Town Board approved Public Improvement Permits for water, storm drain, pavement and curbing for this subdivision. On July 5, 1977, the Town Board accepted the public improvements for pavement, curbs and storm drain.
3. Public Improvement Permit Authorization, Pleasant Meadow Subdivision
On June 20, 1977, the Town Board approved Public Improvement Permits for water, storm drain, pavement and curbing, and retention pond for this subdivision.
4. Request Speed Evaluation, South Lake Avenue
On March 17, 1977, the New York State Dept. of Transportation indicated that they are in the process of issuing an order establishing a 40 mph linear speed zone for the entire length of Lake Avenue within the Town of Lancaster.
5. Rezone Petition, Guenter H. and Eva G. Burkhardt
On February 28, 1977, the Town Clerk reported that the petitioner picked up a new set of rezone applications from his office and indicated that a new, revised, amended petition will be filed to replace the original petition. On June 23, 1977, the Town Clerk spoke to the petitioner who stated that the revised petition will be filed shortly.
6. Stop Sign Request, Ransom and Hall Roads
On July 18, 1977, the Town Board set a public hearing on this matter for Monday, August 1, 1977 to replace a previous public hearing scheduled for July 18, 1977 which was not held due to a deficiency in the Legal Notice which was published.
7. Subdivision Approval, Josela Enterprises, Countryside Subdivision
On February 6, 1976, the Planning Board granted a preliminary approval to the subdivider for this subdivision. The developer has been requested to submit revised plans in accordance with a letter from the Town Engineer dated April 22, 1977.
8. Subdivision Approval, Lancaster Industrial Park
On July 7, 1977, the Planning Board recommended approval of this Industrial Park subject to certain engineering problems which were to be resolved by the Town Engineers.
9. Subdivision Approval, Woodview Estates Subdivision
On May 16, 1977, this matter was presented to the Town Board and referred to the Planning Board, Town Engineers and Planning Consultant for review and report. The developer has been requested to submit drainage calculations and a revised plan in accordance with the Town Engineer's letter dated May 17, 1977.
10. Traffic Signal Request, Central and Columbia Avenues
On June 6, 1977, this matter was referred to the Chief of Police for report and recommendation. On May 31, 1977, the Chief of Police was hospitalized for surgery and has not yet returned to work.
11. Traffic Signal Request, Central Avenue and Kennedy Court
On June 6, 1977, this matter was referred to the Chief of Police for report and recommendation. On May 31, 1977, the Chief of Police was hospitalized for surgery and has not yet returned to work.

STATUS REPORT ON UNFINISHED BUSINESS:

12. Create Position, Automotive Mechanic Foreman in Highway Department
On July 18, 1977, this matter was referred to the Highway Superintendent for recommendation.
13. Highway Superintendent's Request, Bid Invitations for Front End Loader.
On July 18, 1977, this matter was referred to the Highway Superintendent and Town Clerk for preparation of bid specifications.

The Town Clerk was directed to add the following item to future agendas:

"Rezone Petition, 67 Sheldon, Inc."

PERSONS DESIRING TO ADDRESS TOWN BOARD:

Mr. Joseph Bosse, President of 67 Sheldon, Inc., asked the Town Board to rule favorably upon his rezone petition for the rezone of piece of property on the west side of Central Avenue, north of Taft Avenue from R1 to R2.

Mr. Bosse was informed that his petition has been received by the Town Board but is being referred to the Planning Board for recommendation and report.

Mr. Bosse was instructed to appear at the next Planning Board meeting and discuss his project with the members of the Planning Board.

COMMUNICATIONSPage 388
DISPOSITION

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| 477. Copy of the June, 1977 Report of the Town Clerk | R & F |
| 478. Marrano Enter. to Town Clerk -
Notification of withdrawal of application for a zoning variance regarding Sublot #36 in the Pleasant Meadow Subdivison. | R & F |
| 479. Town Consultants to Councilman Berent -
Notification of progress of Walden Pond Park - Phase 1. | R & F |
| 480. Copy of letter from Town Clerk to Alden Town Clerk requesting any changes proposed in zoning districts or zoning regulations in regards to Alden's Proposed Law No. 1 of the Year 1977. | R & F |
| 481. Copy of the Zoning Law Amendments Proposed Local Law No. 1 of the Year 1977 of the Town of Alden. | R & F |
| 482. Town Clerk to Town Board -
Resume of actions taken in response to directions and resolutions of the Town Board meeting of 7/5/77. | R & F |
| 483. N.Y.S. Div. of Equalization and Assessment to Supervisor -
Notification of the final state equalization rate for the Town's 1976 assessment roll. | R & F |
| 484. Sr. Job Developer, Senior Jobs Program to Supervisor -
Request that counselor be permitted to use the existing office on Thursday mornings. | R & F |
| 485. Copy of letter from Town Engineers to Planning Board commenting on Lancaster Industrial Park. | R & F |
| 486. Copy of letter from County Dept. of Public Works to Bissell, Merrill & Assoc. giving notice of approval for the proposed Lancaster Industrial Park and the subsequent issuance of a permit to the Contractor when he applies and fulfills the requirements. | R & F |
| 487. Copy of Engineer's Status Report on Unfinished Planning Board Business. | R & F |
| 488. Copy of the Planning Board Minutes for meeting held 7/6/77. | R & F |
| 489. Acting Sec'y, Planning Board to Town Board -
Recommendation of approval in regards to Doralco Industrial Park. | R & F |
| 490. N.Y.S. Dept. of Environ. Conservation to Supervisor -
Guide to forming an environmental conservation commission within the framework of the state aided program. | R & F |

COMMUNICATIONS CONT'D.:DISPOSITION

491. Copy of letter from Supervisor to Emergency Medical Services recommending that telephone stickers that are distributed bear both standard telephone number and 911 designation.	R & F
492. Copy of the N.Y.S. Board of Equalization and Assessment's Notice of Tentative Special Franchise Assessments.	R & F Assessor
493. Copy of letter from Supervisor to Depew Village Attorney in connection with the widening of Warner Road.	R & F
494. Town Clerk to Town Board - Notification of one change in zoning regulations regarding the Town in connection with Alden's Proposed Local Law No. 1	R & F
495. Police Chief to Town Board - Request that Janny Dirschberger be granted permanent status as Police Clerk and notification of resignation of Gail Braun, Police Clerk, effective 8/1/77.	R & F
496. Police Chief to Town Board - Notification of return to department as of 8/1/77 and request to attend the Annual Conference of N.Y.S. Assoc. of Chiefs of Police at Kiamesha Lake, N.Y. from 8/7-8/11/77.	Attorney
497. Copy of letter from Town Engineers to Doralco Inc. regarding certain details in regards to Lancaster Industrial Park.	R & F
498. County Dept. of Public Works to Town Board - Notification of restriction in loads in excess of three tons until temporary repairs have been made to Bowen Road Bridge over Cayuga Creek.	R & F
499. U.S. Office of the Treasury to Supervisor - Transmittal of Town's payment for the quarter beginning 7/1/77 under the Antirecession Fiscal Assistance Program.	Supervisor
500. Buffalo Rotary Club to Supervisor - Commendation to local governments for their support of quality community services and notification of support of a Metro Government.	R & F
501. Building Inspector to Town Board - List of permits issued for June, 1977.	R & F
502. Copy of letter from Town Clerk to Acting Sec'y, Planning Board transmitting the Rezone Petition of 67, Sheldon, Inc. (Joseph Bosse).	R & F
503. Mr. and Mrs. Knapp to Supervisor - Request application for Special Permit with regards to setting up a temporary trailer while new home is being constructed.	R & F

COMMUNICATIONS CONT'D.DISPOSITION

504. Copy of letter from Supervisor to Mr. and Mrs. Knapp giving notice that the Zoning Ordinance does not permit the use of a mobile home or trailer for residential purposes in the area they intend to reside.

R & F

505. Copy of letter from Zoerb and Co., Inc. to Erie County Sewer Authority questioning the capability of the proposed eight-inch sewer in serving their future building plans for 30 acres located at Harris Hill Rd south of Wehrle Drive.

R & F

506. Sen. Daniel P. Moynihan to Town Clerk - Notification of extension of deadline in approving applications regarding the Lancaster Sewer Project to 9/1/78.

Council. Barnhardt

Supervisor Keysa requested a suspension of the necessary rule for immediate consideration of the following communications:

507. Copy of a memo from the County Div. of Planning to PHA Consortium Members transmitting PHA Consortium Documents.

R & F

508. Comm., County Dept. of Environ. Quality to Supervisor - Request for comments on proposed means of providing sewers for subdivisions within a sewer district but which are remote from existing sanitary sewers.

Supervisor

509. Chief, Twin Dist. Vol. Fire Co., Inc. to Supervisor - Invitation to a truck dedication and open house on 7/24/77.

R & F

ADJOURNMENT:

ON MOTION OF COUNCILMAN BERENT, AND SECONDED BY THE ENTIRE TOWN BOARD AND CARRIED, the meeting was adjourned at 9:30 P.M. out of respect to:

Bertha Basher

John Jankowski

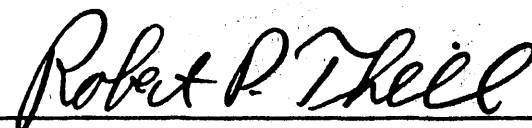
Bernard J. Wagner

Bernard Baranyi

Robert A. Brown

Vincent J. McCarthy

Signed



Robert P. Thill, Town Clerk